

Central Intelligence Agency



Washington, D.C. 20505

22 January 2019

Ms. Emma Best  
MuckRock News  
DEPT MR 66498  
411A Highland Avenue  
Sommerville, MA 02144

Reference: F-2019-00733

Dear Ms. Best:

On 31 December 2018, the office of the Information and Privacy Coordinator received your 25 December 2018 Freedom of Information Act (FOIA) request for **personnel or investigatory files regarding John Hart**.

Although you have provided some of the identifying information required before we can effectively search our files on an individual, we still need additional data before we can begin processing your request. Without this data, we may be unable to distinguish between individuals with the same or similar names. Specifically, we require the individual's:

- Full name*
- Date and place of birth*
- Date and Place of death*
- Evidence of death*
- Living party signed affidavit: Freedom of Information Act-Certification of Identity Form and copy of Code of Federal Regulations Vol. 32§ 1900.32(b) information (enclosed).*

If the individual is deceased, we also require some *evidence of death*, such as a death certificate, an obituary, or a press statement to ensure there are no privacy considerations. A website link in itself does not satisfy the proof of death requirement. Please provide the actual documentation and source. Proof of death is not required if date of birth is 100 years ago or greater.

Agency regulations encourage requesters seeking information on *living* third parties to provide a signed affidavit or declaration from the third parties waiving all or some of their privacy rights. We can search without this authorization, but if we locate responsive records, privacy concerns may require us to protect the information from release.

FOIA exemption (b)(6) requires us to protect information “the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.” In reaching this determination, we use the test our regulations outline at 32 CFR § 1900.32(b): “the Agency will balance the privacy interests that would be compromised by disclosure against the public interest in release of the requested information.” Therefore, the waiver will assist us with this determination.

If we do not hear from you by 27 March 2019, we will close your request as it is not reasonably described.

Please send requested information to:

Information and Privacy Coordinator  
Central Intelligence Agency  
Washington, DC 20505

If you prefer to fax in your information, our facsimile is 703-613-3007.

Sincerely,



Allison Fong  
Information and Privacy Coordinator

**UNCLASSIFIED**

US Classification//Non US//SCI//Codeword//FGI//Dissem Controls//Non-Intell//Declass (as appropriate)

**POUCH MANIFEST**

TO: Ms. Emma Best MuckRock News DEPT MR 66498 411A Highland Avenue Sommerville, MA 02144		Pouch No. RE 625 022 343 US
FROM: Central Intelligence Coordinator, Information & Privacy Coordinator, Washington, DC 2050		DATE 01/23/2019
ITEM	DISPATCH No.	SUBJECT AND ENCLOSURES
1	F-2019-00733	Request for personnel or investigatory files regarding John Hart

UNCLASS WHEN SEPARATED FROM ENCLOSURES  
To avoid tracer action, please sign and return copy 1 within 10 days or fax to 703-613-3003

COPY DISTRIBUTION: Copies 1 and 2 to Addressee. Copy 3 is addressor copy.

**COPY 1**

DATE

SIGNATURE (Recipient)

FORM  
08/05**255 (EF)**USE PREVIOUS  
EDITIONS**UNCLASSIFIED**CL BY: \_\_\_\_\_  
CL REASON: \_\_\_\_\_  
DECL ON: \_\_\_\_\_  
DRV FROM: \_\_\_\_\_